

MUNICIPAL COURT JUDGES

How the Measure was Rushed Blindly Through the Late Legislature.

MAGNEY AND WARE NAMED BY GOVERNOR

Appointment of Third Member of the Bench Will Be Delayed for Some Weeks at Least.

Late Tuesday evening from Lincoln was announced the appointment of two of the judges of the new municipal court created by the recent legislature for the especial benefit of Omaha. George A. Magney secured the long term and John D. Ware the intermediate term. The third appointment, for the short term, is still in the air and will not be announced until Governor Holcomb returns from his trip to the south. Under the terms of the new law Mr. Magney will occupy a seat on the municipal bench for the term of nine years and Mr. Ware will remain undisturbed for the period of six years. All this, providing the suits to test the constitutionality of the law are decided in favor of the municipal court.

The municipal court law was introduced in the house by Representative Edson Rich of Omaha. It was drawn with reference to many of the provisions of the old charter. The members of the house and senate paid no attention to the merits or demerits of the bill. They simply accepted the word of Representative Rich, its sponsor in the house, and Senator Howell its promoter in the senate, that it was a safe thing to pass. It passed the house on Wednesday, April 7, late in the evening, and was read the first time by title. Thursday morning it was introduced with a large number of bills, read the second time by its title and ordered placed on its final passage.

Friday, the day fixed by the legislature for its final dissolution, was marked by scenes of the most indecorable confusion. The judges a few minutes before the opening of the session were inaudible three feet away from the desk. It was under these circumstances that the municipal court bill was passed. The only notable exception to the rule that no two senators except those from Douglas county, out of the thirty-three in the upper branch of the legislature, understood its provisions or even knew what it was.

WHAT THE COURT CONSISTS OF. The court consists of three judges, the first one to be appointed by the governor and the other two by the judges themselves. The judges each receive \$2,000 and the clerk \$1,800 per annum, all salaries to be paid out of the treasury. If there is a deficiency in any one year the judges and clerk divide what there is pro rata, each one receiving his proper share. The expenses of maintaining the court, employing clerks, help, stenographers, etc., are to be borne by the city treasury. The municipal court rooms are to be located in the city hall.

The municipal court has exclusive original jurisdiction in all cases where the amount in controversy does not exceed \$1,000, exclusive of interest and costs; in actions of replevin when the appraised value of the goods does not exceed \$1,000; to recover the value of real property where the plaintiff or defendant is a resident of the city; and cognate jurisdiction in all cases where the amount involved does not exceed \$1,000. Either party in a suit may demand a jury trial, and the jury may be chosen in the same manner provided by law for appeals from justice courts. No change of venue is allowed.

Two applications for the position of clerk of the newly-created court were filed with Messrs. Magney and Ware yesterday. The first was by H. M. Farmer and the other by Jay Burus. The places pay \$1,800 per annum. George Alfred Magney was born in Solon, Ohio, in 1858. When 8 years old his parents came to Cass county, Nebraska. He studied law in diligent courses of reading at home. When he grew to manhood he entered the office of Judge Chapman of Plattsmouth, and was admitted to practice in Plattsmouth in 1882. He practiced his profession at Papillion for five years, then came to Omaha.

In politics Mr. Magney has been a populist since that party was organized in 1860. Two years ago he was one of the candidates for judge of the district court, being placed in nomination by the populist party movement. Mr. Magney started yesterday that an effort would be made to organize the new municipal court until all the judges were appointed. Nothing was accomplished, but he had been named and it was not at all likely that the selection would be made until all three judges could hold a consultation over the matter.

John Daniel Ware was born in Duran, Cedar county, Iowa, thirty-five years ago. He lived on a farm until he was 17 years of age, and then went to Grinnell, Ia., where he entered an academy to prepare himself for a collegiate education. After two years' academic course he entered Iowa college at Grinnell, studying there four years and graduating in 1886. He then went to Iowa university and completed two years' study in the law department, graduating in 1888. In 1889 Mr. Ware came to Omaha, engaged in the practice of law and has remained here since that time. He is a single man.

Catarth in the Head Is a dangerous disease. It may lead directly to consumption. Catarth is caused by impure blood, and the true way to cure it is by purifying the blood. Hood's Sarsaparilla cures catarth because it removes the cause of it by purifying the blood. Thousands testify that they have been cured by Hood's Sarsaparilla.

Hood's Pills are purely vegetable and do not contain any poisonous or dangerous ingredients. Less than via other brands. Limited twenty-eight-hour train via the Nickel Plate. Tickets on sale April 23 to 26 inclusive, good returning until May 5 inclusive. For reservations in sleeping cars apply to the agent, call on or address J. Y. Calahan, general agent, 111 Adams street, Chicago, Ill.

Tourist Steepers Leave Omaha daily for Ogden, San Francisco, Portland, Ore., and other western points, via the UNION PACIFIC. This is an economical and comfortable way of traveling. City Ticket Office, 1502 Farnam St.

The Visiting Nurses' Charity hall, Thursday, April 22nd, Millard hotel. Owing to the demand of charitable affairs this season we have been forced to reduce the tickets to \$2.00. We hope it will induce the people to buy tickets.

Awarded Highest Honors—World's Fair. DR. CREAM OF TARTAR POWDER. A pure Grape Cream of Tartar Powder. Free from Arsenic, Alum or any other adulterant. 40 Years the Standard.

CELEBRATED RAILROAD DOG DEAD

"Owney" is Shot for Attempting to Bite Post Office Clerk. "Owney," the celebrated railway postal dog, is dead. He was well known to the postal clerks in Nebraska, having several times passed over the lines in this state, and having frequently been in Omaha.

It is reported that Captain James White, superintendent of the railway mail service, was written to Cleveland to learn if it will be possible to preserve the body of the dog. If it is not too late the dog's skin will be stuffed and exhibited in the postal museum at Washington. "Owney" was the most extensively traveled dog in the world. Originally he belonged to a railway postal clerk in the far west, who one day took him aboard a mail car for a several hundred miles' journey. "Owney" conceived a passionate fondness for travel, and never again could be induced to remain at home.

During the past ten years he has traveled over almost every railroad route in the country. One clerk would take him along to another for safe keeping, and at the end of each run he would be passed along again. On an average he would make the rounds of the whole mail system about once a year. Of recent years, owing to his old age, "Owney" had grown cross and cranky. He met an ignominious death. Having tried to bite a postal clerk in Cleveland last Friday night he was shot by a policeman.

See Sam'l Burns' front windows.

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APPEAL THE BRIGGS WILL CASE.

Three Contingent Beneficiaries Will Go to the District Court. The Briggs will case has been appealed to the district court.

Mrs. Emily J. Briggs left a will bequeathing to her only son and heir all her estate, to be administered by three trustees, George C. Gutter, C. Will Hamilton and C. F. Cattin, these trustees being empowered to appoint their own successors. The will was contested in the county court by the son, Clifton H. Briggs, and the trustees. The trustees were appointed by the county court, and the case was appealed to the district court. The trustees are empowered to appoint their own successors. The will was contested in the county court by the son, Clifton H. Briggs, and the trustees. The trustees were appointed by the county court, and the case was appealed to the district court.

Why send to other cities for flower, grass, vegetable or fruit seeds? The Nebraska Seed Co., 529 N. 15th st., can supply you with better seeds than any house in the city.

Grant Monument Ceremonial at New York. Take the twenty-eight-hour train on the Nickel Plate road. Satisfactory meals in dining cars. Coaches lighted with kerosene gas, and in charge of colored porters. A trip over this city treasury.

REGULAR MAY TERM OF UNITED STATES COURT SHORT OF FUNDS. The Department of Justice at Washington has allowed only \$100 for expenses of jurors and witnesses for the May term of the United States circuit court in this city, as the appropriation is exhausted. Marshal Thummler says that unless the deficiency appropriation is passed this week and made available there will be no jury at the May term. The jury has been drawn and the members served with papers, but they will probably be discharged unless the allowance for expenses is increased.

Excursion to New York City. The Nickel Plate road will sell excursion tickets from Chicago to New York and return for all trains leaving Chicago on April 23 to 26 inclusive, at \$24 for the round trip, being less than via other lines. Tickets will be valid for return passage from New York and including Saturday, 1897.

THE NORTHWESTERN LINE. Announcement. Extraordinarily low excursion rates at various periods during the next few months, to the north and west, are being offered. Tickets are good on either the "Overland Limited," at 4:35 p. m., or on the "Omaha-Chicago Special," at 7:45 a. m., morning—respectively—always.

Stands at the Head. Aug. J. Bogel, the leading druggist of Shreveport, La., says: "Dr. King's New Discovery is the only thing that cures my cough, and it is the best seller I have." J. P. Campbell, merchant of Safford, Ariz., writes: "Dr. King's New Discovery is all that is claimed for it; it never fails, and is a sure cure for Consumption, Coughs and Colds. I cannot say enough for its merits, and I have tried it for a quarter of a century, and today stand at its head. It never disappoints. Free trial bottles at Kuhn & Co., Drug Store."

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CHICAGO PEOPLE WORRIED

Prospect of Losing Indian Supply Depot Stirs Up the Windy City.

NEW YORK WILL HELP TO DEFEAT OMAHA

Representative members of the Commercial club and the Board of Trade were at once called into conference and as a result a telegram was sent to Senators Allen and Thurston and to the Illinois legislature, urging them to be on the alert for Omaha and Nebraska's interest. The telegram was as follows: "Chicago and New York have combined to defeat the senate amendment in the house. I will fight, of course."

The proposal to locate an Indian supply depot at Omaha has stirred up the liveliest kind of a hornet's nest in Chicago. The newspapers in the city on the lake have just awakened to the fact that Omaha is destined to secure a valuable accession to its commercial interests, and the congressmen from Illinois have been prodded into a condition where they will show fight. Secretary Ut of the Omaha Commercial club received a telegram from Congressman Dave Mercer yesterday afternoon reading as follows: "Chicago and New York have combined to defeat the senate amendment in the house. I will fight, of course."

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AMUSEMENTS.

On next Monday evening at the Creighton Deb' Club, will present for the first time here the comic opera success, "El Capitán," a new and popular work by Charles Klein and John Philip Sousa. "El Capitán" will be presented here in all its original splendor. The entire cast of principal characters will be made up of fifty people, who will interpret the opera. The company still contains Nella Bergen and Edmund Stanley, the soprano and tenor respectively, who were the leading features of the opera, while Alice Hosmer, Alfred Klein, Thomas Cruise and other artists, who will also be the remaining prominent parts.

A most important feature in the successful evolution of light comic opera is the selection of a cast whose members are said to be not only comely, but also the possessors of voices and a thorough knowledge of the art of acting. Broach refused to make a fight, believing that his own reelection was certain. Now he talks about making a fight at this late date, and it is the general opinion that his opposition to the installation of the new mayor will be more farcical than serious.

THE GEORGIA MINSTRELS will return to Boyd's for three nights and two matinees, before the opening of the new opera house. They are accompanied by a person having a paid ticket for parquet will be admitted free. A school children's matinee will be given at reduced prices on Saturday.

For two nights commencing Thursday, April 22, the Creighton Deb' Club will present for the first time here the comic opera success, "El Capitán," a new and popular work by Charles Klein and John Philip Sousa. "El Capitán" will be presented here in all its original splendor. The entire cast of principal characters will be made up of fifty people, who will interpret the opera.

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EPISCOPAL CHURCH OFFICIALS.

Parish Officers Elected for the ensuing year. During the past week the Episcopal churches have elected officers for the ensuing year, the result being as follows: Trinity—Henry W. Yates, senior warden; E. Wakeley, junior warden; vestrymen: S. D. Barklow, P. H. Beck, H. R. Gould, R. S. Hall, J. W. Batts, Philip Potter and A. L. Reed. The organization will be perfected tomorrow afternoon.

AFTERMATH OF THE ELECTION

Fusionists More Disappointed than is Usual Over Their Defeat. YESTERDAY'S CONTEST IS DISCUSSED. Business Men of the City Feel That Moores Will Give Them the Best of Municipal Government.

The clean sweep achieved by the republicans Tuesday was the universal topic of discussion on the streets and in public resorts yesterday. There was the usual plethora of enthusiastic partisans who were in the greatest possible haste and the unavoidable contingent of men whose expectations had gone down before the avalanche of public sentiment. The fusionists who were on the streets yesterday were even more sorely disappointed than is usual after political defeats, for they had depended on the rain to keep the republican vote at home and allow them to win. The defeat was to them unexpected, but they put up a brave face as possible on the situation and bore chaffs with as much grace as possible.

Outside of the politicians with long faces and the partisans whose happiness was complete, the success of the republican ticket was received with general satisfaction by the whole citizenship of the city. Among business men, congratulations were exchanged and the management of the financial affairs of the city was to be conducted according to the system that has been built up during the past year. Even business men who had been lukewarm during the campaign that they did not even take the trouble to vote, were well satisfied after it was all over. The municipal government had not been surrendered to populist domination and that an able and conservative management of public affairs was assured. The election of Mr. Moores was greeted with every manifestation of approval from all classes of citizens, and many citizens who had been lukewarm during the campaign that they did not even take the trouble to vote, were well satisfied after it was all over. 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